

MESSAGE NO: 4108310 MESSAGE DATE: 04/18/2014

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: ALIWE-Auto Liq Exception

FR CITE: 79 FR 18262 FR CITE DATE: 04/01/2014

REFERENCE 5160202
MESSAGE #
(s):
CASE #(s): A-570-893

EFFECTIVE DATE: 04/01/2014 COURT CASE #: 05-00182

PERIOD OF REVIEW: 02/01/2013 TO 01/31/2014

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Automatic liquidation instructions for certain frozen warmwater shrimp from the People's Republic of China for the period 02/01/2013 through 01/31/2014 (A-570-893)

1. Commerce does not automatically conduct administrative reviews of antidumping duty orders. Instead, reviews must be requested pursuant to section 751(a)(1) of the Tariff Act of 1930, as amended, and in accordance with 19 CFR 351.213.
2. Commerce has not received a request for an administrative review of the antidumping duty order for the period and on the merchandise identified below except for the firms listed in paragraph 3. Therefore, in accordance with 19 CFR 351.212(c), you are to liquidate all entries for all firms except those listed in paragraph 3 and assess antidumping duties on merchandise entered, or withdrawn from warehouse, for consumption at the cash deposit or bonding rate in effect on the date of entry.
3. Entries of merchandise of the firms listed below should not be liquidated until specific instructions are issued. Continue to suspend liquidation of all entries of merchandise exported by the listed firms entered, or withdrawn from warehouse, for consumption during the period 02/01/2013 through 01/31/2014.

Company: Shantou Yuexing Enterprise Co.

Case number: A-570-893-027

No case number was in place for the following companies during the period of review. Entries may have been made under A-570-893-000.

Companies:

Asian Seafoods (Zhanjiang) Co., Ltd.

Beihai Angbang Seafood Co., Ltd.

Beihai Boston Frozen Food Co., Ltd.

Dalian Shanhai Seafood Co., Ltd.

Dalian Taiyang Aquatic Products Co., Ltd.

Eimskip Logistics (Qingdao) Co., Ltd.
EZ Logistics Inc.
EZ Logistics LLC (Qingdao Branch)
Fujian Chaohui International Trading
Fujian Rongjiang Import and Export Co., Ltd.
Fujian Tea Import & Export Co., Ltd.
Fujian Zhaoan Haili Aquatic Co., Ltd.
Fuqing Dongwei Aquatic Products Ind.
Fuqing Minhua Trade Co., Ltd.
Fuqing Yihua Aquatic Food Co., Ltd.
Guangdong Foodstuffs Import & Export (Group) Corporation
Guangdong Gourmet Aquatic Products Co., Ltd.
Guangdong Jinhang Food Co., Ltd.
Guangdong Jinhang Foods Co., Ltd.
Guangdong Wanshida Holding Corp.
Guangdong Wanya Foods Fty. Co., Ltd.
Guangzhou Shi Runjin Trading Development Co., Ltd.
Haida Seafood Co., Ltd.
HaiLi Aquatic Product Co., Ltd.
Hainan Brich Aquatic Products Co., Ltd.
Hua Yang (Dalian) International Transportation Service Co.
Huazhou XinHai Aquatic Products Co. Ltd.
Jiazhou Foods Industry Co., Ltd.
Longhai Gelin Foods Co., Ltd.
Longhai Gelin Seafoods Co., Ltd.
Maoming Xinzhou Seafood Co., Ltd.
North Seafood Group Co.
Panwin International Logistics Co., Ltd.
Pingye Foreign Transportation Corp. Ltd of Shantou, S.E.Z.
Rizhao Smart Foods Company Limited
Savvy Seafood Inc.
Shanghai Lingpu Aquatic Products Co., Ltd.
Shanghai Smiling Food Co., Ltd.
Shantou Freezing Aquatic Product Foodstuffs Co.
Shantou Jiazhou Food Industrial Co., Ltd.
Shantou Jin Cheng Food Co., Ltd.
Shantou Jintai Aquatic Product Industrial Co., Ltd.
Shantou Li An Plastic Products Co. Ltd.

Shantou Longsheng Aquatic Product Foodstuff Co., Ltd.
 Shantou Wanya Foods Fty. Co., Ltd.
 Thai Royal Frozen Food Zhanjiang Co., Ltd.
 Yangjiang Anyang Food Co., Ltd.
 Yangjiang City Haida Seafood Company Ltd.
 Yangjiang City Hongwai Seafood Company, Ltd.
 Zhangzhou Xinwanya Aquatic Product Co., Ltd.
 Zhangzhou Yanfeng Aquatic Product
 Zhanjiang Evergreen Aquatic Product Science and Technology Co., Ltd.
 Zhanjiang Fuchang Aquatic Products Co., Ltd.
 Zhanjiang Jinguo Marine Foods Co., Ltd.
 Zhanjiang Longwei Aquatic Products Industry Co., Ltd.
 Zhanjiang Universal Seafood Corp.
 Zhanjiang Newpro Foods Co., Ltd.
 Zhanjiang Regal Integrated Marine Resources Co., Ltd.
 Zhaoan Yangli Aquatic Co., Ltd.

CBP officers must also examine entries under A-570-893-000 and all existing company-specific case numbers to ensure the continued suspension of liquidation of entries during the applicable period of review for the exporters listed above.

4. The injunction with court number 05-00182 in message number 5160202, dated 06/09/2005, is applicable to the entries that were exported to the United States by Beihai Zhengwu Industry Co , Ltd , Chaoyang Qiaofeng Group Co Ltd (Shantou City Qiaofeng Group Co Ltd), Hainan Fruit Vegetable Food Allocation Co., Ltd . PmgYang Xmye Aquatic Products Co, Ltd.. Shantou Jmhang Aquatic Industry' Co., Ltd., Shantou Longfeng Foodstuffs Co, Ltd. Shantou Ocean Freezing Industry and Trade General Corporation, Shantou Ruiyuan Industry Co Lid, Shantou SEZ Xu Hao Fastness Freeze Aquatic Factory Co , Ltd , Shantou Shengpmg Oceanstar Business Co. Ltd , Shantou Wanya Food Factory Co. Ltd., Shantou Yuexing Enterprise Company, Taizhou Zhonghuan Industrial Co., Ltd., Yantai Wei-Cheng Food Co , Ltd., Zhejiang Cereals, Oils. & Foodstuffs Import & Export Co., Ltd., Zhejiang Daishan Baofa Aquatic Product Co , Ltd , Zhejiang Evernew Seafood Co , Ltd , Zhejiang Taizhou LmgYang Aquatic Products Co., Zhejiang Zhenglong Foodstuffs Co , Ltd, Zhoushan Cereals Oils & Foodstuffs Import & Export Co., Ltd, Zhoushan Diciyuan Aquatic Products Co., Ltd , Zhoushan Haichang Food Co , Ltd, Zhoushan Huadmg Seafood Co., Ltd , Zhoushan Industrial Co . Ltd , Zhoushan Juntai Foods Co., Ltd , Zhoushan Lizhou Fishery Co , Ltd , Zhoushan Putuo Huafa Sea Products Co , Ltd ., Zhoushan Xifeng Aquatic Co., Ltd, Zhoushan Zhenyang Developing Co, Ltd., on or after 07/16/2004. Accordingly, until further notice continue to suspend liquidation of these entries until

liquidation instructions are issued.

5. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2 occurred with the publication of the notice of initiation of administrative review for the 02/2014 anniversary month (79 FR 18262, 04/01/2014). Unless instructed otherwise, for all other shipments of certain frozen warmwater shrimp from the People's Republic of China you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

6. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

7. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

8. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O5:AP.)

9. There are no restrictions on the release of this information.

Michael B. Walsh

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Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party